

Investigative and Enforcement Services

Settlement Agreement

USDA, APHIS, IES
4700 River Road, Unit 85
Riverdale, MD 20737
Phone: (301) 734-8684
Fax: (301) 734-4328

RESPONDENT:

Donald W. Johnson
RR 2, P.O. Box 2222
Hermitage, MO 65668

CASE NUMBER MO09022-AC

DUE ON OR BEFORE July 9, 2010
CONTACT Ms. Roxanne Folk
PHONE (301) 734-5578

DATE	CITATION	DESCRIPTION
30-APR- 2008	9 CFR 2.1(a)(1)	<p>Licensing. Requirements and application. Any person operating or intending to operate as a dealer, exhibitor, or operator of an auction sale, except persons who are exempted from the licensing requirements under paragraph (a)(3) of this section, must have a valid license.</p> <p>On April 30, 2008, Donald W. Johnson sold four dogs which were not born and raised on his premises to a random source dealer. These sales were made after being previously notified by USDA (via official warning) that a license was required to make this type of sale. Mr. Johnson was issued an official warning for similar sales on August 26, 2003. Any person operating or intending to operate as a dealer must have a valid license.</p>

PENALTY \$ 250.

TERMS

Titles 7, 15, 19, and 21 of the United States Code authorize the Secretary of Agriculture, after providing notice and opportunity for a hearing, to impose civil penalties and other sanctions to resolve violations.

Prior to the issuance of a formal complaint seeking sanctions under the Act, The Department may enter into a stipulation to resolve the above-described violations. Your payment constitutes a waiver of your right to a hearing, a finding that the violations of law have occurred, and settlement of such violations.

If you do not pay the specified penalty within the designated time or wish to exercise your right to a hearing, this matter will be forwarded to the Office of the General Counsel for litigation. The penalty offered in this stipulation is not relevant to the sanctions the Department may seek, or that will be assessed, upon issuance of a formal complaint.

Signature of Respondent:

Date:

PAYMENT RECORD - FOR IES USE ONLY

Payment Type	Date	Amount	Signature of IES Representative